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SCE-16

Mr. Thomas LeChien
LeChien and Associates, Ltd.
111 West Washington
Belleville, Illinois 62220

RECEIVED
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Re: Property of Mr. Thomas Owens along Dead Creek between Judith
and Queeny Avenues.

Dear Mr. LeChien:

As we discussed in our recent telephone conversations, the United States Environmental Protection Agency (U.S. EPA) needs to enter the property of your client, Mr. Owens, to erect a fence. Our authority to take such action is Section 104 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), 42 U.S.C. 9604, and the National Contingency Plan at 40 C.F.R. §300.65(b)(3). I understand from our conversation of August 30, 1982, that Mr. Owens will not resist our entry for this purpose. Accordingly, we plan to have the fence erected within the next two weeks.

We share your client's desire to have the contamination removed from Dead Creek, and are working towards that goal. Thank you for your cooperation.

Sincerely,

Thomas W. Daggett
Assistant Regional Counsel

bcc: Grimes
O'Toole

TWDAGGETT/ac 9/2/82